

NOV. 4. 2002 4:10PM

OBLON, SPIVAK

NO. 392 P. 1

#22/mys  
Ltr



**FACSIMILE**

PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

ATTORNEYS AT LAW

FOURTH FLOOR  
1755 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VIRGINIA 22202  
USA

(703) 413-3000  
(703) 413-2220 FACSIMILE

OBLONPAT@OBLON.COM

PATENT, TRADEMARK AND COPYRIGHT LAW  
AND RELATED FEDERAL AND ITC LITIGATION

WWW.OBLON.COM

TO	<u>Examiner Alvarez</u>	<u>November 4, 2002</u>
NAME		DATE
	<u>USPTO</u>	<u>703-746-7239</u>
COMPANY/FIRM		FAX #
NUMBER OF PAGES INCLUDING COVER: <u>2</u>		CONFIRM FAX: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
FROM	<u>Michael R. Casey, Ph.D.</u>	<u>208456US</u>
NAME		OUR REFERENCE
	<u>703-413-6217</u>	<u>09/207,954</u>
DIRECT PHONE #		YOUR REFERENCE

**MESSAGE**

Examiner Alvarez,

Attached for your review prior to the personal interview of November 6, 2002, please find our proposed amendment for Claim 36. We will be discussing Claims 35-37. Our client would like to have us clarify the motivation cited in the Office Action. They would like to know what is being relied on for Official Notice and if references exist that would support such Notice.

Official

Very truly yours,

Michael R. Casey, Ph.D.

Registration No. 40,294

**FAX RECEIVED**

NOV 04 2002

**GROUP 3600**

Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service at our Expense. Thank You.

**DRAFT**

Serial No. 09/207,954  
Attorney Docket No. 208456US

36. (Amended) A method for a communications server to deliver a marketing message, said method comprising the steps of:

receiving a telephone call, from a caller having a calling card, said calling card having a predetermined number of minute credits associated with it;

receiving a calling card number of the caller at the server;

querying said caller for a third-party telephone number;

receiving said third-party telephone number;

initiating a telephone call between said caller and a third-party at said third-party telephone number;

delivering to said caller and said third-party a marketing message during said initiated telephone call.